

Anitha vs Abdul Azeez

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SooperKanoon Citation : sooperkanoon.com/1377879

Court : Kerala

Decided On : Mar-01-2023

Judge : Honourable Mr. Justice Devan Ramachandran

Appeal No. : MACA/3586/2021

Appellant : Anitha

Respondent : Abdul Azeez

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN WEDNESDAY, THE 1ST DAY OF MARCH 2023 / 10TH PHALGUNA, 1944 AGAINST THE AWARD IN OPMV 785/2018 OF MOTOR ACCIDENT CLAIMS TRIBUNAL, VADAKARA APPELLANT/PETITIONER: ANITHA, AGED 44 YEARS, D/O. KUNHIKRISHNAN, KOVUKKAL HOUSE, KOTTAPPALLY, CHEMMARATHUR P.O., VATAKARA TALUK, KOZHIKODE DISTRICT, PIN-673104. ABU MATHEW AJU MATHEW RESPONDENTS: 1 ABDUL AZEEZ, AGE NOT KNOWN, S/O. AHAMMED, VEERANCHERI HOUSE, VATAKARA BEACH P.O., VATAKARA TALUK, KOZHIKODE DISTRICT, PIN-673103. 2 JISHNU VINOD P.T.K., AGE NOT KNOWN,

S/O.VINODAN, PUTHUKKUDI THAZHA KUNI HOUSE, KOTTAPPALLY P.O., VATAKARA TALUK, KOZHIKODE DISTRICT, PIN-673542. 3 UMESH EDARANTAVIDA, AGED 43 YEARS, S/O. VASANTHAN, THAZHE KOODATHIL HOUSE, LINK ROAD, NUT STREET P.O., VATAKARA TALUK, KOZHIKODE DISTRICT, PIN-673104. 4 SHRIRAM GENERAL INSURANCE COMPANY LIMITED DISTRICT, KOCHI-682035, REPRESENTED BY ITS BRANCH MANAGER. BY ADV LINTO FRANCIS THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 01.03.2023, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

When this matter was called today, the learned counsel for the parties were ad idem that the disputes between their clients have been settled and that a Joint Statement has been filed.

2. I have examined the Joint Statement and see that the

claim of the claimant has been settled by the Insurance Company for an additional amount of Rs.50,000/- in full and final settlement and that they have agreed to deposit the same before the Tribunal, within a period of two months from the date of

receipt of a copy of this judgment

In the afore circumstances, I allow this appeal in terms of the Compromise Petition dated 21.02.2023 filed by the parties; with a direction to the Insurance Company to deposit the afore said amount before the Tribunal, within a period of two months from the date of receipt of a copy of this judgment; failing which the appellant will be entitled to interest on the afore said sum at the rate of 8% per annum. Sd/-
DEVAN RAMACHANDRAN JUDGE stu